

FILED

2007 JUN -7 A 9:08

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S. 1

E-FILED

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

UNITED STATES OF AMERICA,

CR No. 07 00362

Plaintiff,

v.

JOAKELLE PORTER,

Defendant.

VIOLATIONS: 21 U.S.C. § 844(a) –
Possession of Controlled Substance;
18 U.S.C. § 922(g)(1) – Felon in
Possession of a Firearm; 18 U.S.C. §
924(d)(1) – Criminal Forfeiture

INFORMATION

The United States Attorney charges that:

COUNT ONE: (21 U.S.C. § 844(a))

On or about January 29, 2007, in the Northern District of California, the defendant,

JOAKELLE PORTER,

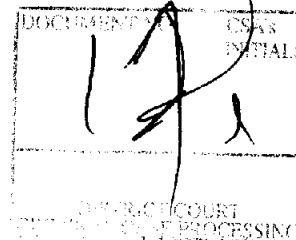
did knowingly and intentionally possess in excess of 5 grams of a mixture and substance
containing cocaine base in the form of “crack,” in violation of Title 21, United States
Code, Section 844(a).

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INFORMATION



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1 COUNT TWO: (18 U.S.C. § 922(G)(1))

2 On or about January 29, 2007, in the Northern District of California, the defendant,
3 JOAKELLE PORTER,
4 having been convicted of a crime punishable by imprisonment for a term exceeding one
5 year, did knowingly possess a firearm, to wit: a Walther PPK 9mm semi-automatic pistol,
6 serial # 021798, in and affecting commerce, in violation of Title 18, United States Code,
7 Section 922(g)(1).
8

9 FORFEITURE ALLEGATION: (18 U.S.C. § 924 (d)(1))

10 1. The factual allegations contained in Count Two of this Information are
11 realleged and incorporated as if fully set forth here.

12 2. Upon a conviction for the offense alleged in Count Two above, the
13 defendant,


14 JOAKELLE PORTER,
15 shall forfeit to the United States any firearm and ammunition involved in or used in any
16 knowing violation of said offense, including but not limited to the following property: a
17 Walther PPK 9mm semi-automatic pistol, serial # 021798.

18 All in violation of Title 18, United States Code, Section 924(d)(1).
19

20 DATED: *June 6, 2007*

SCOTT N. SCHOOLS (SCBN 9990)
United States Attorney

21 
22
23 DAVID R. CALLAWAY
24 Deputy Chief, San Jose Branch
25

26 (Approved as to form: )
27 AUSA O'Connell
28

INFORMATION

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT
 BY: ☐ COMPLAINT ☒ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING
OFFENSE CHARGED

COUNT ONE: 21 U.S.C. § 844(a) - Possession of Controlled Substance.

COUNT TWO: 18 U.S.C. § 922(g)(1) - Felon in Possession of Firearm.

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony
PENALTY:
 10 year term of imprisonment
 \$250,000 fine
 3 years period of supervised release
 \$100 mandatory special assessment
CR**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

S/A Dennis Larko-A.T.F.

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. Att'y ☐ Defense

☐ this prosecution relates to a pending case involving this same defendant

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under
SHOW
DOCKET NO.MAGISTRATE
CASE NO.
 Name and Office of Person
 Furnishing Information on
 THIS FORM

 Scott W. Schools
 KEVIN J. RYAN

☒ U.S. Att'y ☐ Other U.S. Agency

 Name of Asst. U.S. Att'y
 (if assigned)

THOMAS M. O'CONNELL

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

FILED**DEFENDANT - U.S.**

JOAKELLE PORTER

2007 JUN -7 A 9 10

DISTRICT COURT NUMBER

 RICHARD W. WIEKING
 CLERK
 U.S. DISTRICT COURT
 NO. DIST. OF CAL. S.J.

07 00362 JF

DEFENDANT**IS NOT IN CUSTODY**
 1) ☐ Has not been arrested, pending outcome this proceeding.
☐ If not detained give date any prior summons was served on above charges
2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☒ On this charge5) ☐ On another conviction6) ☐ Awaiting trial on other charges
☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

 Has detainer
 been filed?

☐ Yes
☐ No

 If "Yes"
 give date
 filed

**DATE OF
 ARREST**

Month/Day/Year

Or... If Arresting Agency & Warrant were not

**DATE TRANSFERRED
 TO U.S. CUSTODY**

Month/Day/Year

☐ This report amends AO 257 previously submitted
ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**
☐ SUMMONS ☒ NO PROCESS*

☐ WARRANT Bail Amount:

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

 *Where defendant previously apprehended on complaint, no new summons
 or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments: